

1868-035 Chancery Causes: Jacob Poteet for bc vs. Silas D. Martin bc
Lee Co.

Collier, Ely, McNeil

CA-Debt
T-Property

-Deed

To The Honorable John A Kelly Judge of the
Circuit Court of Lee County Va

Humly complaining your orator
Jacob Poter who sues for the benefit of
Martin Collier would respectfully show
your Honor that heretofore to wit on the
22nd day of January, 1884 one Silas S Martin
with Thomas J. Kelly & Thos S Kelly as his sureties
made this certain writing obligatory signed
with their signatures and sealed with their
seals by which they bound themselves to pay
to the said Jacob Poter, by the first day of
November 1884 The sum of Seventy five dollars
with interest from date, and each of said
parties waived the benefit of his homestead
exemption as to said debt. Said Writing
obligatory is here filed as part hereof.
Morsell (A). Afterwards said note was sold
and assigned by the said Jacob Poter and
then sold transferred and delivered to
Martin Collier the beneficial Plaintiff. No
part of said note was paid by the said par-
ties or either of them, to the said Jacob Po-
ter before he sold it to the said Hooker. Nor
did they pay the same to the said Hooker
while he owned and held it and they have
and each one of them has wholly failed re-
fused and neglected to pay it or any part of

it to the beneficial Plaintiff. But all and every part of said sum of money is now due to the said Martin Collier the beneficial plaintiff. Your orator will now show your Honor that the said Thomas & Thos Sely are only the sureties of the said Silas D Martin and ought not to be held liable for said money until the property of the said Martin is exhausted. Your orator will now show your Honor that the said Silas Martin is the owner of two small tracts of land situated in said County some 4 miles West of the Court house of said County adjoining the lands of A. C. McNeil & others. One of which tracts was conveyed to him by A. S. Whitson & Wife and the other by Doris Martin and Robert Rollins & wife, and for a particular description of said lands reference is made to said deeds & copy of which are herewith filed as part hereof marked respectively "B." & "C."

Your orator will now show your Honor that the said Silas D Martin is a non resident of the State of Virginia, but owns the land above named situated in this County as above stated, which ought to be subjected to sale to pay off and satis

fy said debt. The object this bill is
therefore to subject said two tracts of land
to satisfy said debt, and being without
remedy at law and releasable only
in a court of equity he prays your
Honor to take cognizance of his case
and grant him the relief suited to
his case. To this end he makes Silas
D. Martin, Thomas J. Ely, and Thomas
J. Ely, the parties defendant to bill and
prays that each be ^{required} ~~required~~
required to answer its several allegations
on oath, That upon a final hearing
there be entered in his favor for
sum of some ^{debt} ~~sum~~ ^{with interest} ~~sum~~ a
That said land attached on, be sold to
satisfy said debt and the costs of this
suit and for such other and further relief
both general and special as is suited to
his case May Your Honor please, &c

C. J. Duncan for
Plaintiff.

① Jacob Pottinger

75 3/4 Bill in chanc.

Silas D. Martin et al

1885. March Bill Filed.

" Sums accepted by home debts
+ D. as to Pub. & cont'd.

" Apr. Court'd for O. Pub. D. &
Caus'd as to home debts.

" May & June & July Court'd

" Aug. Ord. Pub. Completed
& Cause set for hearing.

" Aug Term Decree & Cont'd

" Nov. continued

" Apr. Decree & continued

Jolk 11.21 Cr \$5.00

15.00

5.00

5.00

5.00

5.00

\$ 31.21

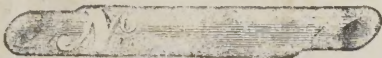
to 2.47 to Jan'y 1886

to 1.75

\$ 3.46

See C. T. Duncan

\$ 75.00



By the 1st day of November 1884, we or either of us
after date promise to pay
to the order of Jacob Potteet Seventy
five Dollars, for value re-
ceived, and we hereby waive the benefit of our Homestead and
personal property exemptions as to this obligation. Witness our hands
and seals this 22nd day of January, 1884.

Silas H. Martin (SEAL)

Thomas J. Ely security (SEAL)

Thos. J. Ely (SEAL)

"Lee County Sentinel" Print.

is arise the within
to Hooper for
of the

To the Honorable H. S. K. Morrison Judge
of the circuit-court of the Co. 1st

Your petitioner, Elizabeth Martin would respectfully represent unto your honor that some time in the year 1885, a suit was in the circuit-court of said county on the chancery side thereof instituted by one Jacob Potiat for the benefit of one Martin Collier against Silas S. Martin et al; That your petitioner is the wife of the said Silas S. Martin; That in the said Martin long before the institution of said suit left your petitioner and has never yet returned; That said suit matured and a decree was made in it appointing R. D. Fleury a commissioner to sell the lands of the said Silas to pay a debt due from him to said complainant in said suit; That your petitioner at the sale of said lands of the said Silas became the purchaser of the same at the price of \$127. 15; That said price paid for said lands was very low, but as low as that price was your petitioner was too poor to pay the price unless

she was able to sell a part of her purchase, which she did, to one A. C. McNeil Sr. sell two small tracts in the aggregate amounting to not more than 25 acres; that said McNeil has paid to your petitioner the purchase price of said two lots of land; that your petitioner's husband is a non-resident of this State and does not join in your petitioner's bargain to sell. Now the premises considered your petitioner is advised that in pursuance to an act known as the married woman's act she can acquire ^{separate} property and dispose of the same, and in the event the husband does not join with her in the disposition of ~~the~~ her separate estate a court of chancery will intervene. Hence your petitioner prays and prays that Silas D. Martin ^{and A. C. McNeil Sr.} be made a party to this petition; that the commission directed to convey said land to your petitioner be directed to convey said two tracts to ~~the~~ the said A. C. McNeil. And such further and general relief be granted your petitioner may be proper. And she will ever pray

Elizabeth Martin
per counsel.

Elizabeth Martin

vs. } Petition

As to the title of the

Filed in open court
by leave thereof
April 24 88.

J. C. Blodgett

Jacob Potiat for the Comptt. }
vs. } In Chan.
Silas D. Martin et al vs. et

This cause came on again
this day to be heard upon the papers former-
ly read in the cause and the 2nd report
of Comm. Flannery and was argued by
counsel: On consideration of all which
and for reasons appearing to the court it is
ordered that said report be confirmed,
and the deeds mentioned therein be by
the clerk of this court transmitted
to the clerk of the county court for
registering and delivered to said Ma-
tie and Elizabeth Martin, ~~and~~
~~the cause is ordered to be stricken from~~
~~the docket.~~ And it is further or-
dered that the clerk of this court tax
up all unpaid costs in this cause
and that Elizabeth Martin ~~be~~ is
decree'd to pay the same and for
which execution may issue,
And this cause is ordered to be stricken
from the docket.

Jacob Poliat-for the

or } Decree final

Silas S. Martin et al.

1000
C. S. Martin et al.

Enter this
April 8th 1888
H. S. Mc

Jacob Potiat-forte Campit
vs.
Silar S. Martin et als Defts } In Chan

This cause came on a-
gain to be heard upon the papers formerly
read, the petition of Elizabeth Martin,
and the report of R. S. Flannery commr.
and was argued by counsel: On consider-
ation of all which said report of sale is
confirmed and the said Commr., by the
request of the said Elizabeth, will con-
vey the legal title to the land in her pe-
tition mentioned to R. C. McKiss Sr.
and the residue of the land in the bill and
proceedings mentioned he will convey
to the said Elizabeth.

Jacob Poliat-forte

or } Locom No. 2

Silas S. Martin &
Enterick page

III Feb 6. 1888

Enter this
April 2 1888
C. S. K. M.

Jacob Potuit for vs.

Deft.

1884

Silas & Martin vs. Deft.

3 in day

This cause came on again to be this day heard upon the bill of the Plaintiff and the exhibits filed therewith and was argued by counsel and it appearing to the Court that process has been duly served upon the above defendants, and order of publication duly made posted and published against the non resident defendant for more than thirty days before the first day of this term of the Court and that they have each failed to appear answer plead or demur the bill is taken for confessed as to them, and consideration whereof it is adjudged ordered and decreed that the Plaintiff for the benefit of Master Collier recover of the defendants the sum of seventy five dollars with interest from the 22nd day of January 1884 till paid and the costs of this suit, and that unless the defendants or some one for them shall pay the said debt interest and costs within 30 days from the passing of this Court then

R. L. Flannery, Sheriff of Lee County
 shall proceed to sell the land attached
 upon or so much thereof as will be
 necessary to pay the Plaintiff's debt in
 trust and costs, on a credit of three
 months, except a sum sufficient to
 pay costs of suit and costs and com-
 missions of sale which he will require
 to be paid down, for the deferred pay-
 ment he will take bond, bearing inter-
 est from date with good security, pay-
 able to himself as sheriff but before
 proceeding to sell he will advertise the
 time, terms and place of sale for 30 days
 by posting written notices thereof at
 Orr's Mill Leamy Hollow and on the
 Court house door. he will report his
 action to Court and the cause is
 continued

James Patrick 7/20/85

to J. Deane

S. C. Martin etc

Entered page 178

for 1/2 of 1/2 of 1/2

Aug. 29 1885

Entered This day

J. W. R.

Aug 29th 1885

Virginia Lee County, To wit

Thursday Thomas J. Lee personally
appeared before me John ^{Robertson} & Lygatt, Clerk
of the Circuit Court of Lee County, and
made oath that Silas Martin is justly indebted
to Martin brother in the sum of twenty-five
dollars which became due and payable on
the 1st day of November 1884 with interest
from the 1st day of July 1884 till paid
and that in the Affiant is one of the securities
to the said dollars for the payment of said
note and that the said Silas Martin has re-
mained gone and that he is not now a
resident of the State of Virginia and that
he has estate or effects in this state which
are liable to said debt and that he believes
that the said Silas Martin intends to remove
said estate or the proceeds of the sale thereof
out of this Commonwealth, so that process
of execution ~~will~~ a judgment will
not be availing if only the ordinary
process of law is used. Given under
my hand this 10 day of January 1888.

John R. Gibson, J. Clerk

Jacob Detective
No. 1000
affidavit
Silas D. Martin

To the Honorable J. S. K. Morrison
Judge of the Circuit Court of Luchoy
pursuant to an order of The Cir-
cuit Court of Luchoy, Va
rendered on the 29th day of August
1885, in the chancery cause of Jacob
H. Dotat for &c. vs Silas D Martin
& others I as Commissioner on
the 22 day of Decr 1885 offered
said two tracts of land in the bill
mentioned for sale pursuant to
the terms of said decree, and
Elizabeth Martin wife of the said
Silas Martin became the pur-
chaser at the price of \$127.18
She received of this sum the costs
and commissions of sale
amounting to \$43.53 and executed
her note for \$83.62 the residue
payable in six and twelve
months all of which is now
paid except a small sum
of something less than \$10.00
and she is good for that and
a deed may be ready to be
at any time

Respectfully submitted
Decr 10th 1887
R. D. Henry, Secy

Isaac H. Potter vs

vs. C. R. Potter of
Cous.

Silas D. Martin do

Filed in open
Court by leave
of Dec. 9th 1857.

J. H. Hyatt

To the Honorable H. S. H. Morrison,
Judge of the Circuit Court of the Co., Vt.

Your undersigned comes
before you to report in pursuance to
a decree of your Honor's court enter-
ed and made on the 2nd day of April,
1888, he has made and executed the duty
directed by your Honor and have
filed them herein. This being
done, and there being nothing fur-
ther to be done in the cause the
same should be retired from the docket
etc. All of which is submitted by

R. S. Flannery

Attorney

Jacob Petriat-fort

02 } Oauris report
} no. 2

Silas S. Martin et al

Filed in open
court by leave
thereof April 3/88
J. G. Hyatt

This deed made and entered into on the 9th day of January 1882 between Alexander S. Whitehead and Ellen W. Whitehead his wife of Denton County Texas of the one part and Silas D. Martin of Lee County Virginia of the other part. Witnesseth, that for and in consideration of the sum of forty dollars the receipt of which is hereby acknowledged the said Alexander S. Whitehead and Ellen W. Whitehead his wife have this day bargained and sold and do hereby grant, bargain, sell and convey to the said Silas D. Martin all their undivided right title and interest in and to a certain lot or parcel of land which descended to Mary Harris as an heir of John Miller deceased the said Ellen W. Whitehead being a daughter and heir of Mary Harris deceased said lot of land lies on both sides of the main Cumberland Gap Road about four and one fourth miles west of Jonesville in Lee County Virginia and is bounded on the west by the land of Alexander C. McKel and on the East by the land of Peter S. Miller and Mary Miller his wife and contains $59\frac{1}{2}$ acres.

more or less and the interest therein hereby
conveyed, being the one undivided sixth part
of said lot of land, and for a more particular
description of said lot of land a reference
is hereby made to the partition of the lands
amongst the heirs of John Miller deceased
and the said A. S. Whitehead and Ellen
N. Whitehead his wife do hereby warrant
generally against all persons the right
title and interest hereby conveyed
except against the life estate therein claimed
by James C. Harris and his assignees and
as to said life estate of James C. Harris
and his assignees they only warrant
specially. The said Silas D. Martin
takes the same subject to said life
estate and risks the same witness
our hands signatures and seals:

A. S. Whitehead Seal

Ellen N. Whitehead Seal

State of Texas County of Denton to wit:

This day Alexander S. Whitehead whose
name is signed to the foregoing deed
dated January 26th 1882, and executed
to Silas D. Martin personally appeared
before me the undersigned, a Notary
Public in and for Denton County Texas
and acknowledged the same to be his

act and deed, given under my
hand and seal this the 26th day of
January 1882

Notary Public
County of Denton
Texas

J. B. Johnson Seal
Notary Public for Denton County Texas

State of Texas County of Denton town:
This day Ellen M. Whitehead wife of
Alexander D. Whitehead whose names are
signed to the foregoing deed dated Janu-
ary 26th 1882. and executed to Silas D.
Martin, personally appeared before me
the undersigned a Notary Public in
and for Denton County Texas and she
the said Ellen M. Whitehead being ex-
amined by me privately and separate
and apart from her said husband
and having the deed deed aforesaid,
fully explained to her acknowledged,
that she had willingly executed the same
and does not wish to retract it, Given
under my hand and seal this the 26th day
of January 1882

J. B. Johnson
Notary Public for Denton County Texas

Virginia Lee County Court Clerk's Office March 11th 1882.
The foregoing deed of A. D. Whitehead
and Ellen M. his wife of Denton County

Texas of the first part, to Silas D. Martin
of Lee County Virginia of the second part,
was this day admitted to record upon the
upon the certificate J. B. Johnson Notary
Public in and for Denton County Texas.
witness John R. Gibson Clerk.

Attest
John R. Gibson Clerk

Silas D. Martin
from Lee Co Va
to J. B. Johnson Notary

Recorded Dec
20th 1870
J. B. Johnson

Fee for this copy 75-cts

This deed made this 14th day of February 1881.
between David A. Martin & Caroline his wife
and Robert Rollins and Rebecca his wife
of the county of Lee and State of Virginia.
of the one part and Silas D. Martin of the
county and state aforesaid of the other part.
Witnesseth, that whereas the said David
A. Martin by a will which he has heretofore
had prepared and which is to take effect
at his death devised and bequeathed to
the said Silas D. Martin and Rebecca Rollins
to be equally divided between them a cer-
tain tract or parcel of Land situated
in the county and state aforesaid being
the same tract or parcel of land conveyed
to the said David A. Martin by Eli Hubbard
and Peggy his wife by deed bearing date
on the 25th day of September 1835. which
tract of land was intended to be and
is the full part, of the said Silas & Rebecca,
in whatever estate either real or personal.
of which the said David A. Martin
shall die seized, and whereas the said
Robert Rollins & Rebecca his wife have this
day sold their entire interest in said tract
of land to the said Silas D. Martin now
in consideration of the premises aforesaid
as well as in consideration of the sum

of one hundred dollars cash in hand
paid to the said Robert Rollins & Rebecca
his wife for their interest in said tract
of land the receipt of which they do
herely acknowledge. the said David
A. Martin & Caroline his wife Robert
Rollins and Rebecca his wife have
this day given granted, bargained &
sold and by these presents do give grant
sell and convey to the said Silas D. Martin
said tract of land aforesaid which is
bounded as follows to wit: Beginning
at three post oaks corner to the lands
formerly owned by Wm Neil and
with a line thereof N 82 E 44 poles to
a pin oak, cedar & forked Spanish oak
S 62 E 100 poles to three post oaks S 30 W 40
poles to a post oak & cedar S 88 W 36 poles
to a spanish oak & Pin oak N 60 W 80 poles
to two post oaks S 24 W 40 poles to point
N 36 W 40 poles to a stake N 42 E 54 poles
to the beginning, containing fifty acres
be the same, more or less, to have and
to hold said tract or parcel of land with
all the appurtenances thereto belong-
ing, to him the said Silas D. Martin and
his heirs forever, and the said David
A. Martin & Caroline his wife & Robert

Rollins & Rebecca his wife covenant
to and with the said Silas D. Martin
that they will warrant generally
the land hereby conveyed Witness
the following signatures and seals
this the day and date first above
written.

David ^{hus} Martin	Seal
Caroline ^{wife} Martin	Seal
Robert ^{hus} Rollins	Seal
Rebecca ^{wife} Rollins	Seal

Virginia Lee County Court:-

I, James W. Orr clerk of the county
court in the County and State aforesaid
do certify that David A. Martin, Robert
Rollins and Rebecca Rollins wife of the
said Robert Rollins whose names are
signed to the writing above bearing
date on the 14th day of February 1888. have
acknowledged the same before me
in my county aforesaid, and the said
Rebecca Rollins wife of the said Robert
Rollins being examined by me privily
and apart from her husband and hav-
ing the writing aforesaid fully ex-
plained to her, she, the said Rebecca
Rollins acknowledged the said writing
to be her act, and declared that

She had willingly executed the same
and does not wish to retract it.

Given under my hand this 14th day of
Feby 1887. James W. Orr Clerk.

Virginia Lee County Court Clerk's office Sept 30 1881.

I, John R. Gibson Clerk of the County
Court, in the County and State aforesaid
do certify that Caroline J. Martin wife
of David A. Martin whose names are
signed to the foregoing deed bearing
date on the 14th day of Feby 1881, personally
appeared before me in my office and
being examined by me severally and apart,
from her husband and having the deeds
aforesaid fully explained to her, she the
said Caroline J. Martin acknowledged
the said writing to be her act, and de-
clared that she had willingly executed
the same and does not wish to retract
it and said deed is admitted to record
upon the certificate of James W. Orr late clerk
of this court,

Test J. R. Gibson clerk

Acopy of the Record

Test J. R. Gibson cl.

Claro D. Martin

Anna C. D. Martin

D. A. Martin et al.

Deed to Deed

Book No 190 p. 508

J. R. Gibson cl.

16

Doc for this copy

\$1.00

We have laid off allotted and assigned
to Charles H. Ewing, John M. Ewing, Ellen M. Ewing
Bathsheba K. Ewing, Gray Harris and Emily Davis
jointly fifty five and five sevenths acres of
said land next adjoining the same and
which is bounded as follows to wit: Beginning
at a forked Spanish oak in the edge of the
cedars, a corner to David A. Martin's land
and with a line thereof S 69 E 43 poles to a
stake on said line, which is also a corner
to the lot laid off to Peter T. Miller and Mary
Miller his wife, and with a line thereof N 42
W 302 poles to a large poplar on a vice on
the old line on the west side of a path, a
corner to Peter T. Miller & Mary Miller his wife's
lot and with said old line S 83 W 31 1/2 poles
to a stake on said line on the east side of
a hollow a corner to the lot herein laid
off to A. C. McKelil and with a line thereof
S 14 1/2 E 278 poles to a stake on the old line
about 1/2 pole west of the said forked span-
ish oak corner, thence with the old line
N 87 E 6 poles to the beginning.

Attest

Estes J. R. Ewing clerk.

We assign to Elias D. Martin the lot marked
101 estimated to contain 10 acres this lot
lies south of the main road and is bounded
as follows Beginning at a fork in Spanish oak
in the edge of the cedars corner to Martin's
lands and running thence S 87° W 6 poles
to a Stake on the old line S. L. McKillo
corner and with his line N 13 1/2° W 66 poles to
the main road and with it as it meanders
at 74° E 31 poles to a Stake on a line of a lot
once laid off and assigned to Peter T. Miller
and with said line leaving the road S 35°
E 95 poles to a corner of said lot thence N 89°
West about 38 poles to the Beginning.

We assign to Charles H. Ewing the lot marked
102 on the flat. containing about 8 acres
and bounded as follows. Beginning at a
Stake in the main road corner to the 2nd
lot and running thence with the east line
of the 2nd lot at 13 1/2° W 210 poles to a Stake
on the old line and with it N 85° E 6 1/2 poles
to a Stake corner to the 4th lot and with
a line thereof S 13 1/2° E 210 poles to a Stake
in the main road and with it S 74° W 6 1/2
poles to the Beginning.

Attest Test J. R. Carlson ch.

Copy of Courses

Dead Book No. 27.

For Value received I hereby sell
Transfer and assign to A L
Pridemore my entire interest
in and to the estate of Hering
Thompson deceased. Witness my
hand and seal this 10th day of
December 1886

per
Elizabeth x Martin Seal
Wife

Teste -

J. A. Hyatt

Mr. A. L. Pridemore

You will please pay
C. T. Duncan Commissioner
Nineteen dollars The Consider
ation of the above assignment
this 10th day of December 1886.

per
Elizabeth x Martin
Wife

Teste

J. A. Hyatt

Receipt of C. T. Duncan Counselor
in the Chancery cause of Jacob H
Potter vs Silas D Martin & others
the note of A. C. McNeil for sixty
dollars due six months after date
and dated December 5th 1887, and
bearing interest from date, which
is accepted on the debt due to me
as assignee of Martin Collier
This the 10th day of Decr 1887

Jos M Morgan
Atty for S. D. Collier

Recd of G. T. Duncan Commissioner
in the Chancery cause of J. H. Pottery
vs. G. T. Duncan dollars and 37 Cents balance
in full - This 2nd day of Jan'y 1888

at

W^o A. Sacey
assignee &c.

Jacob. Poter for &c)

vs } Order Filed

Silas E. Martin et als

I certify that I delivered
to the Editor of the
Lee Co. Sun, an office
copy of this order for
publication & posted a
like copy thereof at the
front door of Lee Co.
at the Prob. County Court,
J. A. Hyatt.

The Commonwealth of Virginia,

To the Sheriff of Lee County--Greeting:

WE COMMAND YOU to summon

Silas D. Martin, Thos. S. Ely and S. J. Ely

to appear at the Clerk's office of the Circuit Court of Lee County, at the Court House, on the first Monday in

March next, being Rule Day, to answer a Bill in Chancery exhibited in our Court against

them, by *Jacob. Detect for Martin Collier*

And have then and there this Writ. Witness, J. A. G. HYATT, Clerk of our said Court, at the Court House,

this *11* day of *February*, 188*6*, in the 10*9* year of the Commonwealth.

J. A. G. Hyatt, Clerk.

A Copy---Teste:

.50
 .75-
 .118
 .15-
 .18
 .10
 .25-
 .600. D. Copies
 1.00 Rules
 1.75- Estimated.
 .36 Decret
 .40

B \$ 6.22
 A 15.00
 S .50
 P. 5.00

26.72
 5.00 Estimated
 \$ 31.72

R. D. & O

Jacob. Tollet for &
 203 Spa in Chey

Silas D. Martin et al
 To March Rules 1885-

we accept legal service
 of this Spa. Feby 11/1885
 Thos. S. Ely
 T. J. Ely for

And further executed
 by attaching the two
 tracts of land belonging
 to the Defendant Silas
 D. Martin situated
 in Lee County on the
 C. Gap road, about
 4 miles west of
 Jonesville, February
 11/1885. J. W. Henry

Deputy for R. D. Flannery

The proper affidavit having been made &
 filed, the officer serving or executing this
 Spa will with all the two tracts of land
 belonging to the defendant Silas D. Martin
 situated on the C. Gap Road about 4 miles
 west of Jonesville, and hold the same
 in his hands as attached to answer the
 future orders of the Court. 11/1885.
 J. W. Henry

Publisher's Certificate.

JONESVILLE, VA.,

March 6th, 1885.

I, *A. M. Guins*, Publisher of the LEE COUNTY SUN,
a weekly newspaper published at Jonesville, Lee County, Virginia, do certify that the annexed
Chancery Order was published four successive weeks in said newspaper, publication ending
March 6th, 1885.

A. M. Guins, Publisher.

VIRGINIA—In the Clerk's office of
the Circuit Court of Lee County, dur-
ing vacation, on Monday the 11th day of
February, 1885.

IN CHANCERY.

Jacob Poteet for, &c., Plff, versus Silas
D. Martin and others Defts.

The object of this suit is to recover
against the defendants the sum of \$75.00
and legal interest thereon from the 22d
day of January, 1884, and to subject to
the payment thereof the two tracts of
land mentioned in the bill belonging to
the defendant, Silas D Martin, which has
been attached for the purpose, and it ap-
pearing from an affidavit filed in this
cause that the defendant, Silas D Martin,
is a non-resident of the State of Virginia:
It is therefore ordered, that he appear
here within one month after due publica-
tion of this order and do what may be
necessary to protect his interest in this suit.

A copy—teste:

J A G HYATT, C C

R., D. & ORR. P. Q.

Pub. Fee \$5.00

(R. D. 10)

Jacob. Pottery to
to Pub. Certif
Silas D. Martin

Pub. Fee A.M.G. \$5.00